

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sigal et al.

Serial No.: 09/896,962

Examiner: C. Maupin

Filed: June 29, 2001

Art Unit: 1637

For: METHODS AND APPARATUS FOR IMPROVED LUMINESCENCE
ASSAYS USING MICROPARTICLES

#5/IDS
mjs
6/17/02

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

Date: June 4, 2002

Signature:

Phyllis Hirshorn

Phyllis Hirshorn

Kramer Levin Naftalis & Frankel LLP

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In fulfillment of the requirements of candor and good faith set forth in 37 C.F.R. § 1.56, Applicants submit herewith the following Information Disclosure Statement in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98. These references are listed on the attached modified PTO Form No. 1449.

This Information Disclosure Statement is not a representation that the documents cited herein are considered most pertinent, or that a search has been undertaken, or that any of the cited documents is indeed prior art. The Examiner is invited to undertake an independent search.

The present application is a continuation of U.S. Application Serial No. 08/988,137, filed December 23, 1997 (now U.S. Patent No. 6,319,670 B1), which is a continuation-in-part of U.S. Application Serial No. 08/954,355, filed October 20, 1997 (now U.S. Patent No. 6,096,500),

which is a continuation of U.S. Application Serial No. 08/437,348, filed May 9, 1995 (now U.S. Patent No. 5,679,519) (collectively, "Parent Applications"), all of which are incorporated herein by reference. Pursuant to Rule 37 C.F.R. § 1.98(d), copies of these references are not enclosed because they were either previously cited by or submitted to the United States Patent and Trademark Office in the Parent Applications, which are relied upon for an earlier filing date under 35 U.S.C. § 120.

Pursuant to Rule 37 C.F.R. § 1.97(b), an Information Disclosure Statement shall be considered by the Patent Office if filed before the mailing date of the first Official Action on the merits. Accordingly, no fee is believed necessary for entry and consideration of this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fee required or credit any overpayment in such fees to Deposit Account No. 50-0540.

Applicants respectfully request that the Examiner consider and make of record the documents cited herein. Applicants further request that a copy of Form PTO-1449, appropriately initialed by the Examiner, be returned to Applicants' attorney.

Dated: 6/4/02

Respectfully submitted,

By: 

Barry Evans
Reg. No. 22,802
Li Cai
Reg. No. 45,629
Attorneys for the Applicant
Tel. (212) 715-9100
Fax. (212) 715-8000

Kramer Levin Naftalis & Frankel LLP
919 Third Ave.
New York, New York 10022